

12-17-01

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JC914 U.S. PTO  
11/01/01

**CERTIFICATE OF EXPRESS MAILING**  
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Date of Deposit: 11-1-01  
I hereby certify under 37 CFR 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.  
Name: Jesus de PAULA  
Signature: Clifford Chance Rogers & Wells LLP

Docket No. 7157-481

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION TRANSMITTAL

JC858 U.S. PTO  
10/016165  
11/01/01

COMMISSIONER OF PATENTS  
BOX PATENT APPLICATION  
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is a utility patent application

Of: Joerg Schlieffers and Thomas K. Roslak

For: HAND-HELD ACQUISITION DEVICE

ENCLOSED are the following:

1. ☒ Specification, abstract and claims ( 26 pages)
2. ☒ 12 sheets of ☒ formal ☐ informal drawings (Figs. 1-6, 6a, 7-10, 11, 12, 13a-d, 14a-14b)  
Suggested Figure for Publication: \_\_\_\_\_
3. ☒ Declaration  
☐ signed ☐ unsigned  
☒ Copy from a prior application (for continuation/divisional)
4. ☐ Application Data Sheet
5. ☒ Preliminary Amendment
6. ☒ Information Disclosure Statement and PTO-1449
7. ☐ Assignment and Assignment Recordation sheet (*Fee calculated separately*)
8. ☒ The prior application is assigned to: SYMBOL TECHNOLOGIES, INC.  
The assignment was recorded on February 22, 1999 at reel 9787 and frame 0081.  
☒ A copy of the assignment from the prior application is enclosed.
9. ☐ Non-Publication Request
10. ☐ Other:

**NOTE the following:**

11. ☐ This application is made under 37 C.F.R. § 1.53 (b) and is a  
☒ Continuation ☐ Continuation-In-Part ☐ Divisional

NYB 1290392.1

12. ☐ An Extension of time is filed concurrently herewith for the parent application.

13. Small Entity Status:

☐ Applicant is a small entity

☐ Small entity status claimed in the parent application is no longer proper

14. ☒ Applicants claim priority from the following applications(s) under 35 U.S.C. § 119:

| <u>Serial Number</u> | <u>Country</u> | <u>Filing Date</u> | <u>Certified Copy Encl.</u> |
|----------------------|----------------|--------------------|-----------------------------|
| 09/255,584           | United States  | February 22, 1999  | N                           |

15. ☒ Cancel claims 10-27 and 31-35 prior to calculation of the filing fee.

**FILING FEE:** calculated below (after accounting for any preliminary amendment or claims cancellations if noted above):

|                                   |                             |                        |          |
|-----------------------------------|-----------------------------|------------------------|----------|
| Basic Filing Fee                  |                             |                        | \$740.00 |
| Total No. Claims<br>12            | Extra Claims(Total-20)<br>0 | Fee / claim<br>\$18.00 | \$0.00   |
| Total No. Independent Claims<br>2 | Extra Independ.(No.-3)<br>0 | Fee / claim<br>\$84.00 | \$0.00   |
| Multiple dependent claim? + \$280 |                             |                        | \$0      |
| <b>Sub-Total</b>                  |                             |                        | \$740.00 |
| Small Entity? less 50%            |                             |                        | -0.00    |
| <b>TOTAL FEE DUE</b>              |                             |                        | \$740.00 |

16. ☐ A check in the amount of is enclosed (must at least cover the basic fee).

☒ The Commissioner is authorized to charge \$740.00 in connection with this communication to Deposit Account No. 50-0521.

In the event that a petition for extension of time is required to be submitted in the pending prior application, and in the event that a separate petition for the pending prior application is not filed on even date, applicant hereby petitions under 37 C.F.R.1.136(a) for an extension of time in the pending prior application of as many months as are required to render this submission timely. The Commissioner is authorized to charge any fees due in connection with such a petition to Deposit Account No. 50-0521.

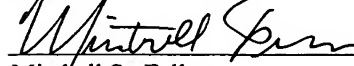
The Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 50-0521.

A duplicate copy of this document is enclosed.

Date:

Nov. 7, 2001

Respectfully submitted,



Mitchell S. Feller

Reg. No. 42,530

Clifford Chance Rogers & Wells LLP  
200 Park Avenue  
New York, NY 10166-0153  
Telephone: (212) 878-8545

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